## EXHIBIT 42

# Redacted Excerpts from Deposition of Lorenzo Fertitta

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

Cung Le, Nathan Quarry, Jon )
Fitch, on behalf of )
themselves and all others )
similarly situated, )

Plaintiffs,)

v. ) Lead Case No.
2:15-cv-01045-RFB-(PAL)

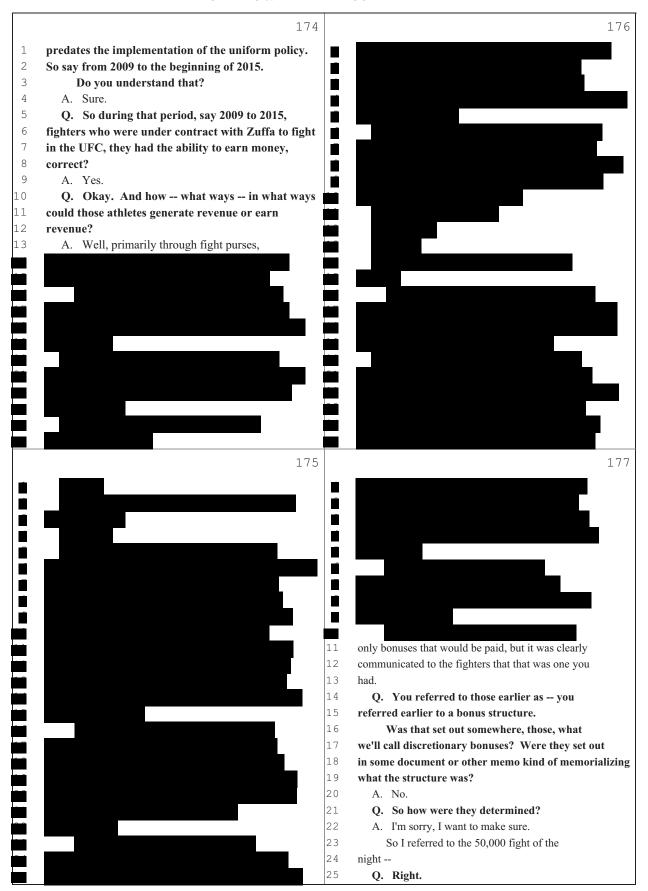
Zuffa, LLC, d/b/a Ultimate )
Fighting Championship and )
UFC, )
Defendant.)

#### CONFIDENTIAL

VIDEOTAPED DEPOSITION OF LORENZO J. FERTITTA

Las Vegas, Nevada
March 23, 2017
9:09 a.m.

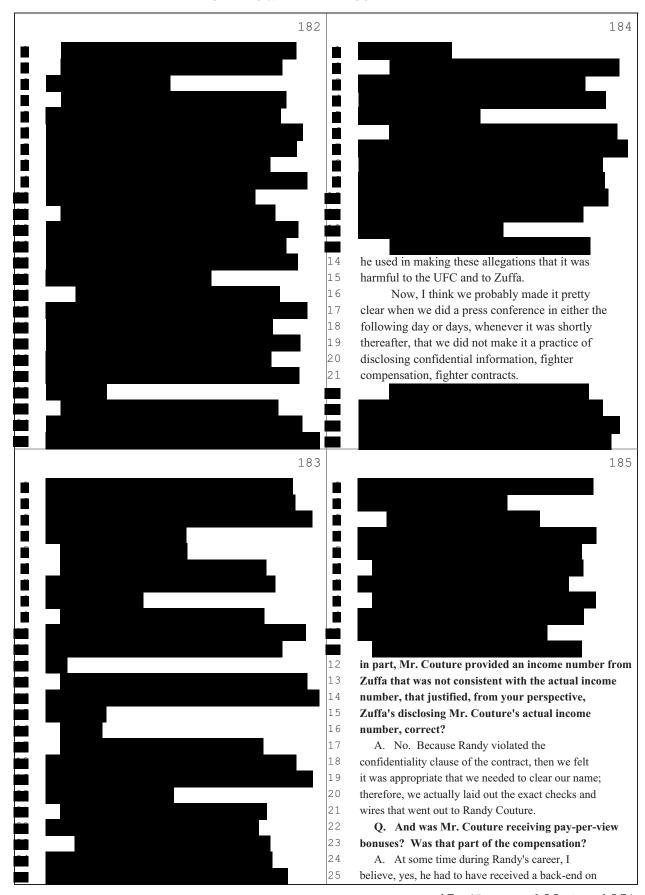
REPORTED BY: CYNTHIA K. DURIVAGE, CSR #451 JOB NO. 49608



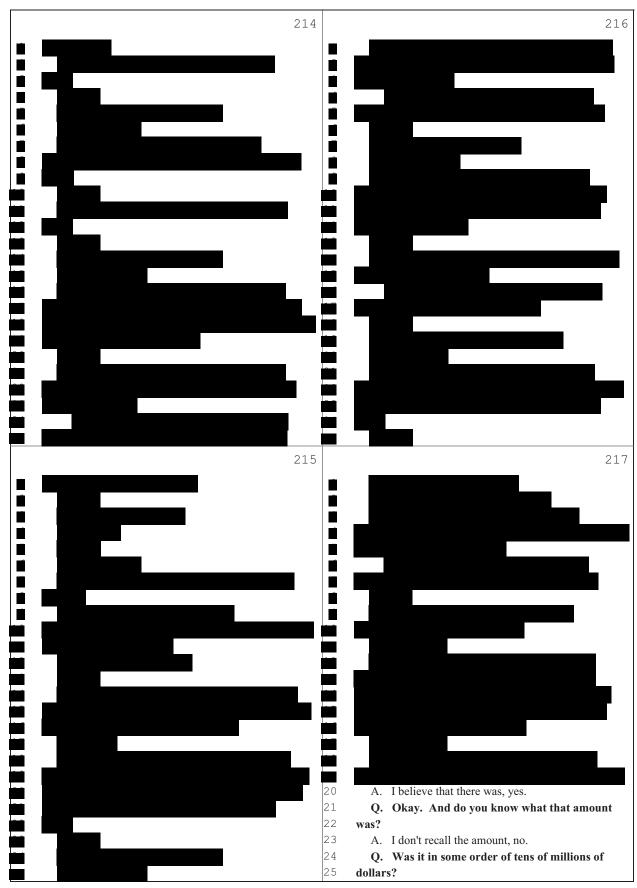
45 (Pages 174 to 177)

178 180 1 A. -- performance of the nights as structured 1 A. So there would be a bout agreement, as I 2 2 bonuses because they were in place, and there was an mentioned before, typically a standard bout agreement 3 amount that would be awarded to individual fighters. 3 that we would fill out, and it would set out terms 4 O. Got it. for which, you know, we would -- we would make 5 A. I think you're referring to what I would 5 payment to the fighters on that. 6 call discretionary bonuses. 6 Q. Okay. And so, is it correct, then, that 7 7 O. And they're different -- are discretionary Zuffa would report to state athletic commissions the 8 bonuses different than the structured bonus, such as 8 fighter compensation that was set forth on the bout 9 for fight of night and performance of the night? 9 agreement? 10 10 A. Yes. And then, there was another bonus A. Sorry. 11 that we instituted, I can't remember what year, but 11 Q. I just want to be clear. 12 an additional 25,000 on top of that for each of the 12 A. Yeah. 13 participants of the main event of a non-pay-per-view 13 Q. So it's correct, then, that Zuffa would 14 fight. 14 disclose to state athletic commissions in which it 15 15 Q. So I want to break this down and make sure was promoting a mixed martial arts event the 16 16 that we're both clear. compensation that it was paying to fighters, as set 17 There were structured bonuses for things 17 out on a bout agreement? 18 18 such as fight of the night and performance of the A. As set out on a bout agreement, correct. 19 night, correct? 19 Q. Okay. Now, were the structured bonuses or 20 20 A. Yes. the discretionary bonuses that you testified about a 21 Q. Okay. And were there structured bonuses 21 moment ago set out on the bout agreement? 22 for things other than fight of the night or 22 A. No, because they weren't contracted for. 23 23 performance of the night? Q. Okay. So if a third party or a fighter 24 A. No. These other bonuses would be 24 wanted to try to make a determination about what 25 25 discretionary. other fighters in the UFC were earning, is it 179 181 Q. And what were the discretionary bonuses 1 correct, then, that they couldn't get a complete 2 2 for? picture by looking at the publicly available bout 3 A. Typically or -- not typically. 3 agreements that Zuffa was submitting to state 4 The discretionary bonuses were for fighters 4 athletic commissions? 5 5 that we believed performed exceptionally well. They A. Yes. 6 were for fighters that participated on a fight card 6 Q. Okay. Did --7 7 that performed exceptionally well. Possibly exceeded A. But I would like to also point out that all our budget, possibly exceeded our expectations. 8 8 of our documents at all times were available to all 9 9 Possibly just because we thought it was the right the athletic commissions at any time. 10 10 thing to do. Q. That is, documents reflecting discretionary 11 Q. So at least in the United States, in the 11 bonuses and the structured bonuses? 12 states in which the UFC promotes mixed martial arts 12 A. Any documents. 13 events, does it do so exclusively in states that have 13 Q. Okay. Were they also available to all of 14 athletic commissions? 14 the fighters? 15 15 A. Yes. I believe in the United States, we A. No. A fighter's individual documents were 16 available to him but not to other people. There's only promoted events where there are athletic 16 17 18 Q. And the states in which Zuffa was promoting 19 mixed martial arts events, which would necessarily 20 include or constitute states with athletic 21 commissions, is it your understanding that those 22 athletic commissions would require some reporting 23 from Zuffa about fighter compensation? 24 25 Q. What is your understanding?

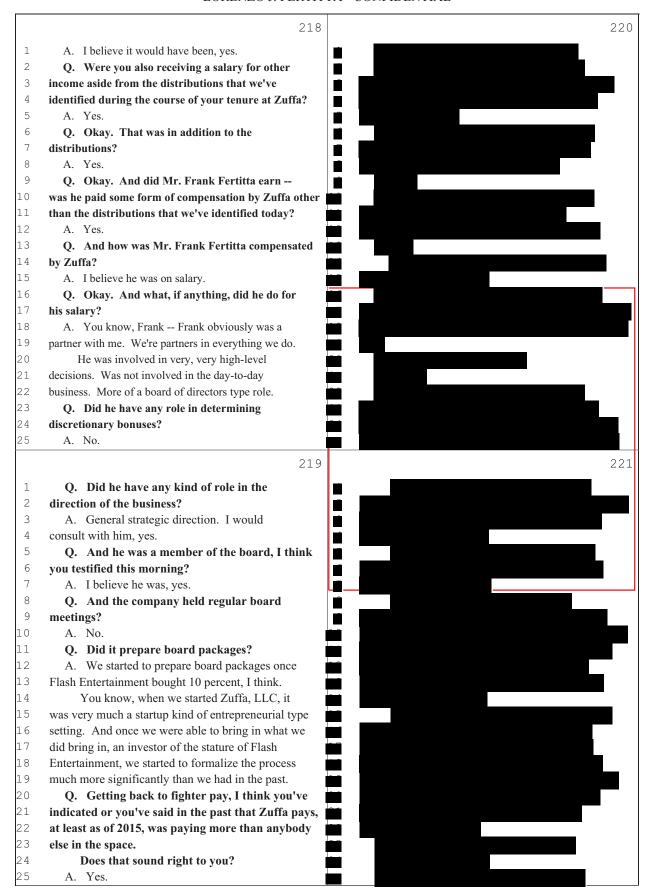
46 (Pages 178 to 181)



47 (Pages 182 to 185)



55 (Pages 214 to 217)





57 (Pages 222 to 225)